

BEFORE THE DIVISION OF WATER RIGHTS
Department of Public Works
State of California

IN THE MATTER OF APPLICATION NUMBER 2973 OF JEROME D. AND JOHN
J. KUCK TO APPROPRIATE WATER FROM PARKER CAMP CANYON, IN
SISKIYOU COUNTY, FOR AGRICULTURAL PURPOSES

Decision No. 2973. D -16
Decided July 31, 1924.

APPEARANCES AT HEARING June 19, 1924--

For Applicant: Taylor and Tebbe, Attys., by Geo. A. Tebbe of
Yreka.
For Protestants: Elsie Bloomingcamp et al, Jas. D. Fairchild,
attorney of Eureka.
Examiner: Everett N. Bryan for Edward Hyatt, Jr.,
Acting Chief of Division of Water Rights.

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O P I N I O N

On August 8, 1922, Jerome D. and John J. Kuck filed their joint application No. 2973 for a permit to appropriate unappropriated water from Parker Camp Canyon, in Siskiyou County, for use for agriculture. Thereafter protests were separately filed by Nellie M. De Witt et al and by Elsie Bloomingcamp et al. On December 7, 1923, the protest by Nellie M. De Witt et al was withdrawn and on June 19, 1924, the matter of the application came on for hearing before the Division of Water Rights.

It appears that on October 13, 1923, and prior to the hearing, an agreement was duly executed between Elsie Bloomingcamp and seven participants with her in her protest against this application on the one hand and the two applicants on the other hand, as a result of which all protestants but one, Frank Bloomingcamp withdrew from participation in the protest. It further appears that Frank

Bloomingcamp has only a 1/10th interest in the property which it was alleged in the protest would be injured by the proposed appropriation of applicants.

Said Frank Bloomingcamp did not appear at the hearing nor has he at any time since the filing of the protest submitted any information tending to show an adverse effect from the appropriation. It appears that he has in fact assumed an attitude of indifference toward the appropriation and protest.

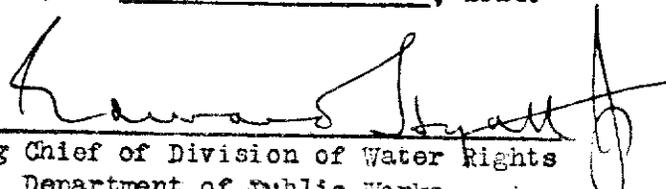
The evidence before the Division is that there is unappropriated water available in the source from which it is sought to appropriate, and that the co-owners with Frank Bloomingcamp have signed an agreement with the applicants whereby the appropriation of this unappropriated water may be made as proposed by applicants without undue interference with the claimed rights of Frank Bloomingcamp and those who originally joined with him in protest.

O R D E R

Application 2973 for a permit to appropriate water having been filed with the Division of Water Rights as above stated, protests having been filed, a public hearing having been held and the Division of Water Rights now being fully informed in the premises:

IT IS HEREBY ORDERED, that Application 2973 be approved and that a permit be granted the applicants subject to such of the usual terms and conditions as may be appropriate.

Dated at Sacramento, this 31st day of July, 1924.



Acting Chief of Division of Water Rights
Department of Public Works
State of California.